(26)

HIGH COURT OF CHHATTISGARH AT BILASPUR

Writ Petition (S) No.3628 of 2007

Petitioners

1. Sunder Lal Dewangan Age about 37 year, Astt. Teacher S/o shri Bhuwan Lal Dewangan Primary School Singdai Block - Rajnandgaon Distt. - Rajnandgaon (C.G.)
2. Dharmendra Lal Agrawal Age about 36 year, Astt. Teacher S/o Late Shri Shriram Agrawal Govt. Middle School Dewaribhat [Amalipar Khairagharh] Block - Rajnandgaon Distt. - Rajnandgaon (C.G.)
3. Bhuwan Lal Patel Age about 47 year, Astt. Teacher S/o Shri Shivcharan Patel Govt. Primary School Bhodiya Block - Rajnandgaon Distt. - Rajnandgaon (C.G.)
4. Smt. Tumeswari sinha Age about 37 year, Astt. Teacher W/o Shri Jeewan Lal Sinha govt. Girls Primary School Mohadr. Block - Rajnandgaon Distt. - Rajnandgaon (C.G.)

Versus

Respondents

1. State of Chhattisgarh Through Secretary, Tribal Welfare Department & Education Department D.K.S. Bhawan, Distt. - Raipur (C.G.)
2. Distt. Education Officer, Rajnandgaon Distt. - Rajnandgaon (C.G.)
3. Astt. Commissioner Tribal Welfare Department Rajnandgaon District - Rajnandgaon (C.G.)
4. Block Education Officer Rajnandgaon / Khairagarh District - Rajnandgaon (C.G.)
5. Treasury, Accounts Rajnandgaon District - Rajnandgaon (C.G.)

(Writ Petition under Article 226 of the Constitution of India)

Single Bench: Hon'ble Justice Satish K. Agnihotri

Present : Shri Somkant Verma, counsel for the petitioners.
Smt. Anju Ahuja, Dy. Govt. Advocate for the State/ respondents.

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(27)

ORDER
(Passed on 28th June, 2007)

1. The question of law involved herein is as to whether the petitioners are entitled to regular pay scale w.e.f. the date of initial appointment or from the date of completion of probation period.

2. Learned counsel appearing for the petitioners as well as for the State/respondents jointly submit that the facts and question of law involved in the present writ petition are the same to that of in W.P. No.1463/2006 **(Aeman Jain Vs. The State Government of Chhattisgarh & another)**, which was allowed vide order dated 10.11.2006.

3. However, the State government is at liberty to verify the appointment of the petitioners in order to find out whether the fact of the present case are identical to that of W.P.(S) No. 1463/2006 (supra)

4. In view of the above-stated submissions made by learned counsel for the parties, the writ petition is allowed in the same terms. No order as to costs.

Sd/-
Satish K. Agnihotri
Judge

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